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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number (Optional)  
144246.02

First named inventor: Shashank Parasnis

Application No.: 09/746,698

Art Unit: 2178

Filed: December 21, 2000

Examiner: Queler, Adam M.

Title: PROCESS OF LOCALIZING OBJECTS IN MARKUP LANGUAGE DOCUMENTS

Attention: Office of Petitions

**Mail Stop Petition**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

**1. Petition fee**

- ☐ Small entity-fee \$ \_\_\_\_\_ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
- ☒ Other than small entity - fee \$ 1500.00 (37 CFR 1.17(m))

**2. Reply and/or fee**

- A. The reply and/or fee to the above-noted Office action in the form of Amendment - RCE - Statement of Facts (identify type of reply):

- ☒ has been filed previously on 06/13/2005.
- ☐ is enclosed herewith.

- B. The issue fee and publication fee (if applicable) of \$ \_\_\_\_\_.

- ☐ has been paid previously on \_\_\_\_\_.
- ☐ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

## 3. Terminal disclaimer with disclaimer fee

- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d))) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

**WARNING:**

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

/Aaron C. Chatterjee/

Signature

February 12, 2007

Date

Aaron C. Chatterjee

Typed or printed name

41,398

Registration Number, if applicable

One Microsoft Way, Redmond, WA 98052

Address

(703) 647-6572

Telephone Number

Address

Enclosures: ☐ Fee Payment☒ Reply☐ Terminal Disclaimer Form☒ Additional sheets containing statements establishing unintentional delay☐ Other: \_\_\_\_\_**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

- ☒ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.
- ☐ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (571) 273-8300.

February 12, 2007

Date

/Kate Marochkina/

Signature

Kate Marochkina

Typed or printed name of person signing certificate

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

First Named Inventor: Shashank Parasnis

Application No.: 09/746,698

Filed: December 21, 2000

Customer No.: 22971

Title: PROCESS OF LOCALIZING OBJECTS IN MARKUP LANGUAGE DOCUMENTS

Attorney Docket No.: 144246.02

Group Art Unit: 2178

Examiner: Adam M. Queler

Confirmation Number: 9736

Commissioner for Patents

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Alexandria VA 22313-1450

**STATEMENT OF FACTS SUPPORTING UNINTENTIONAL DELAY BY  
APPLICANT IN APPLICATION SERIAL NO: 09/746,698**

In reply to a final office action issued November 3, 2004, applicant filed a timely reply (in fact, within two months) on January 3, 2005 (by certified mail). However, since the applicant did not receive an advisory action (typically received within 2 months or less), the application unintentionally went abandoned and the PTO mailed a notice of abandonment on May 26, 2005.

Applicant then promptly filed a Petition to Revive under 37 CFR 1.137(a) on June 13, 2005. Applicant erroneously filed the petition under 37 CFR 1.137(a) because they believed that they had timely filed a reply to the final office action and were awaiting a PTO communication (such as an advisory action) to guide further prosecution in the case.

The PTO dismissed the Petition to Revive under 37 CFR 1.137(a) because the applicant's showing that the delay was unavoidable was not persuasive and set a two-month deadline for any further petition to revive. Since the applicant timely filed the earlier petition to revive under 37 CFR 1.137(a) on a good faith (if mistaken) belief that the delay was unavoidable, applicant submits that the instant petition to revive 37 CFR 1.137(b) is being filed after a period of unintentional delay (in the filing of this petition and an accompanying RCE). Substantive replies to the final office action were filed on January 3, 2005, January 6, 2005, and June 13, 2005 (although none of these were entered). The current submission with a RCE essentially presents the amendments submitted in the filing of June 13, 2005.

Respectfully submitted,  
Microsoft Corporation

Date: February 12, 2007

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